

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: John W. Forsberg; Mark E. Confirmation No. 9349  
Schommer; David P.  
Olson; William C. Phillips;  
Alex C. Toy; Charles R.  
Lewis, Jr.

Serial No.: 10/693,005

Filed: October 24, 2003 Customer No.: 28863

Examiner: Christopher A. Flory

Group Art Unit: 3762

Docket No.: 1023-294US01

Title: MEDICAL DEVICE PROGRAMMER WITH INFRARED  
COMMUNICATION

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**PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION  
UNDER 37 C.F.R. 1.137**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In relation to the above-identified application, transmitted herewith is the following:

- ☒ Notice of Appeal in response to the outstanding final Office Action mailed March 21, 2008.
- ☒ Please charge Deposit Account No. 50-1778 in the amount of for the \$30 to cover the required fee for filing the Notice of Appeal as set forth under 37 C.F.R. 41.20(b)(1). A previously paid fee of \$510 for filing a first Notice of Appeal may be applied to the new Notice of Appeal that is transmitted herewith. The difference between the increased Notice of Appeal fee and the amount previously paid is \$30.
- ☒ Request for Extension of Time for three months.
- ☒ Please charge Deposit Account No. 50-1778 in the amount of \$1100.00 to cover the required petition fee as set forth in 37 CFR 1.17(a)(3).
- ☒ Please charge Deposit Account No. 50-1778 in the amount of \$1620.00 to cover the required petition fee as set forth in 37 CFR 1.17(m).
- ☒ A statement that the delay was unintentional.

Application Number 10/693,005

The above-referenced application became abandoned for failure to file a timely reply to the final Office Action mailed March 21, 2008. Applicant hereby petitions for revival of the above-referenced application due to unintentional abandonment. The entire delay in filing the required reply to the outstanding final Office Action from the due date for the reply until the filing of this grantable petition pursuant to 37 CFR 1.137(b) and accompanying Notice of Appeal was unintentional.

Please apply any charges not covered, including any required extensions of time, or credit any overpayment, to Deposit Account No. 50-1778.

Date:

By:

October 9, 2008  
SHUMAKER & SIEFFERT, P.A.  
1625 Radio Drive, Suite 300  
Woodbury, Minnesota 55125  
Telephone: 651.286.8346  
Facsimile: 651.735.1102

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